

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q90870

Xinlin TU, et al.

Appln. No.: 10/553,397

Group Art Unit: Not Yet Assigned

Confirmation No.: 8984

Examiner: Not Yet Assigned

Filed: October 17, 2005

For: PROCESS FOR PRODUCING METAL OXIDE CATALYST

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the "Notification of Missing Requirements under 35 U.S.C. § 371", mailed September 22, 2006, Applicants respectfully submit that there is a typographical error in the surname of the fourth named inventor as shown on the front page of the published PCT Application (WO 2004/091779). The fourth inventor's surname is "NIIZUMA" as indicated on the Declaration filed with the present application. Therefore, Applicants submit that the Declaration is properly executed and no further requirements are necessary in accordance with the provisions of MPEP § 605.04(b).

Also, attached is a copy of the Notification of Missing Requirements.

In view of the above, reconsideration is respectfully requested.

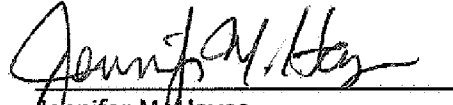
No fee is believed to be necessary; however, if the USPTO disagrees, the USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication

Response to Notification of Missing Requirements  
U.S. App. Ser. No. 10/553,397

Q90870

Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit  
Account.

Respectfully submitted,

  
Jennifer M. Hayes  
Registration No. 40,641

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: October 26, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/553,397	Xinlin Tu	Q90870

23373  
 SUGHRUE MION, PLLC  
 2100 PENNSYLVANIA AVENUE, N.W.  
 SUITE 800  
 WASHINGTON, DC 20037



INTERNATIONAL APPLICATION NO.	
PCT/JP04/05264	
I.A. FILING DATE	PRIORITY DATE
04/13/2004	04/16/2003

CONFIRMATION NO. 8984  
 371 FORMALITIES LETTER



\*OC000000020544037\*

Date Mailed: 09/22/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/17/2005
- English Translation of the IA filed on 10/17/2005
- Copy of the International Search Report filed on 10/17/2005
- Preliminary Amendments filed on 10/17/2005
- Information Disclosure Statements filed on 10/17/2005
- Oath or Declaration filed on 10/17/2005
- Request for Immediate Examination filed on 10/17/2005
- U.S. Basic National Fees filed on 10/17/2005
- Substitute Specification filed on 10/17/2005
- Assignment filed on 10/17/2005
- Priority Documents filed on 10/17/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
  - The surname of the fourth inventor on the declaration does not correspond with the name on the published application.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

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10/553,397	PCT/JP04/05264	Q90870